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October 28, 2024

VIA ECF

The Honorable Victoria Reznik
United States Magistrate Judge
Southern District of New York
300 Quarropas Street, Courtroom 420
White Plains, NY 10601-4150
ReznikNYSDChambers@nysd.uscourts.gov

Re: *The Wave Studio, LLC v. General Hotel Management Ltd., et al.*,
Case No. 7:13-cv-09239 And Related Cases

Dear Hon. Reznik:

This correspondence is sent to the Court on behalf of the defendant Delta Air Lines, Inc. ("Delta") in the above-entitled action.

In accordance with this Court's order of October 21, 2024 (Docket No. 409) and the Court's previous order of September 5, 2024 (Docket No. 384), Delta intends to participate in the stay set forth in Section 2 of the September 5, 2024 order, entitled, "Continued stay for those defendants who will not move to dismiss." As such, Delta does not intend to file a Rule 12 motion or supplemental brief under Section 1 of the September 5, 2024. Delta respectfully reserves its right to "submit a later Rule 12 motion on a different issue" and to "choose to raise the statute of limitations, personal jurisdiction, and extraterritoriality as defenses in a responsive pleading or summary judgment motion (to the extent not waived under the Federal Rules)" in accordance with the order of October 21, 2024.

Thank you for your consideration.

Respectfully submitted,

Sim R. Shapiro

Sim R. Shapiro
STRIKOWSKY DRACHMAN & SHAPIRO PLLC

SRS/dm
cc: All counsel of record via ECF